

McKool Smith

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April 22, 2025

By ECF

The Honorable Naomi Reice Buchwald
United States District Judge
Southern District of New York
500 Pearl Street, Room 2270
New York, New York 10007

Re: Stein and Lhote v. Skatteforvaltningen
23 Civ. 2508 (NRB)

Dear Judge Buchwald:

Consistent with Rule 26(a)(3)(B) and in response to SKAT's April 8, 2025, pre-trial disclosures (ECF No. 168, 169), Stein, Lhote, and McGee respectfully submit:

- (a) their objections to the use under Rule 32(a) of depositions designated by SKAT under Rule 26(a)(3)(A)(ii); and
- (b) their objections, together with the grounds for them, to the admissibility of materials identified by SKAT under Rule 26(a)(3)(A)(iii).

We will endeavor to meet and confer with SKAT to resolve as many of these objections and the objections interposed by SKAT in ECF No. 177 in advance of trial.

Respectfully submitted,

/s/

Daniel W. Levy

cc: All Counsel (by ECF)

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Objections to Exhibits Proposed by SKAT to Be Admitted

SKAT Exhibit No.	Nature of Exhibit	Grounds for Objection
510	Judgment in Danish criminal case Against Non-Party Sanjay Shah	Relevance; failure to produce document during discovery; authenticity; foundation
511	Letter from M. Miller	Completeness; authenticity; proper exhibit contained in Plaintiffs' Exhibit 13
516	E-mail from SØIK to Counsel for McGee	Original document is in Danish; Danish document is missing; foundation; hearsay
520	Indictment of Stein, Lhote, and McGee	Improper translation; translation prepared by SØIK and provided in discovery is set out in STEIN_LHOTE0001739-41
526	Summary of court proceeding in Danish criminal case regarding North Channel Bank	Hearsay; authenticity; foundation
534	Communication between SKAT officials, dated May 14, 2019	Hearsay
535	SKAT framework for communication	Incorrect translation, specifically the last bullet point in SKAT's Exhibit 535 is seemingly transposed from SKAT_MAPLE POINT_00000423_T; the translation in SKAT_MAPLEPOINT_00000074_T attached to Plaintiffs' Exhibit 110 is correct; hearsay

SKAT Exhibit No.	Nature of Exhibit	Grounds for Objection
538	Communication from SKAT to SØIK, dated May 20, 2019	Completeness; omits attachment; complete exhibit contained in Plaintiffs' Exhibit 107; hearsay within hearsay
550	Communication from SØIK to SKAT, dated Feb. 3, 2021	Completeness; omits covering e-mail; complete exhibit contained in Plaintiffs' Exhibit 124; hearsay; authenticity; foundation
551	Communication from SØIK to SKAT, dated Feb. 26, 2021	Completeness; omits covering e-mail; complete exhibit contained in Plaintiffs' Exhibit 125; hearsay; authenticity; foundation
554	Letter from SKAT to SØIK, dated April 12, 2023	Relevance; hearsay; foundation
556	Communication between SKAT officials	Hearsay within hearsay
561	Ganymede – Lion Advisory Inc. Pension Plan agreement	Hearsay; foundation
562	Acupay document	Hearsay; foundation
563	Solo Capital document	Hearsay; foundation
564	Ganymede Cayman Ltd. document	Hearsay; foundation
565	E-mail from Adam LaRosa	Foundation
566	Chart	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
567	Solo Capital document	Hearsay; foundation
568	Solo Capital documents	Hearsay; foundation
569	Communication from SØIK to SKAT, dated Jan. 6, 2021	Completeness; omits covering e-mail; complete exhibit contained in Plaintiffs' Exhibit 118

SKAT Exhibit No.	Nature of Exhibit	Grounds for Objection
601-E1	Chart re. Pension Plan 1	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
601-E2	Chart re. Pension Plan 1	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
601-E3	Chart re. Pension Plan 1	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
601-E4	Chart re. Pension Plan 1	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
602-E1	Chart re. Pension Plan 2	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
621-E1	Chart	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
646-E1	Chart re. Pension Plan 3	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)
656-E1	Chart re. Pension Plan 4	Fed. R. Evid. 1004 (best evidence), 1006 (improper summary chart)

**Objections to Testimony and Responses to Requests
for Admission Proposed by SKAT to Be Admitted**

Testimony Designated by SKAT	Additional Testimony Designated Under Fed. R. Civ. P. 32(a)(6) or Matters to Be Stricken
SKAT Exhibit 507 – McGee Deposition	
29:1-31:25	27:12-28:25
SKAT Exhibit 525 – McGee Responses to SKAT Requests for Admission	Strike Responses to Request for Admission Nos. 14-21, 33-66 as irrelevant
SKAT Exhibit 508 – Lhote Deposition	
15:1-18:25	14:10-25; 19:1-10
63:1-64:25	61:1-62:25; 65:1-14
68:1-68:25	67:20-25; 69:1-14
73:1-75:25	69:15-73:2
87:1-87:25	85:1-86:25
89:1-90:25	91:1-93:7
SKAT Exhibit 524 – Lhote Responses to SKAT Requests for Admission	Strike Responses to Request for Admission Nos. 1, 14, 16-23, 35-68 as irrelevant
SKAT Exhibit 509 – Stein Deposition	
32:1-35:25	30:1-31:25; 36:1-36:8
57:1-58:25	56:12-56:25
67:1-68:25	62:13-66:25
SKAT Exhibit 523 – Stein Responses to SKAT Requests for Admission	Strike Responses to Request for Admission Nos. 1, 14, 16-23, 35-68 as irrelevant